

**IN THE UNITED STATES DEPARTMENT OF COMMERCE
PATENT & TRADEMARK OFFICE**

IN RE: Application of: Gerald Davenport

SERIAL NO: 76/679062

FILED: July 3, 2007

MARK: CROSLEY

ATTY. REF. NO. AH131/2005.2

) Trademark
) Law Office 111
)
) Trademark Attorney
) Renee McCray
)
)
)

Commissioner for Trademarks
P.O. Box 1451
Alexandra, VA 22313-1450

**CERTIFICATE OF MAILING
UNDER 37 CFR 1.8**

THE UNDERSIGNED CERTIFIES THAT THIS DOCUMENT IS BEING PLACED IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR TRADEMARKS, P.O. BOX 1451, ALEXANDRIA, VA 22313-1451, AND DEPOSITED AS FIRST CLASS MAIL, POSTAGE PREPAID, THIS 25th DAY OF November 2008.

C. Standiford

(Typed or Printed Name)

C. Standiford

(Signature)

**SUPPLEMENTAL RESPONSE "C" TO OFFICE ACTION
UNDER 37 C.F.R. §2.62**

Dear Sir:

Applicant, by counsel and through its authorized agent, hereby responds to the Office Action No. 2, mailed April 21, 2008, as follows:

1. Page 1, delete 'Principal' and insert -Supplemental-.



11-28-2008

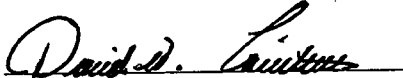
REMARKS

Applicant has now amended its application to seek registration on the Supplemental Register.

Applicant has enclosed an Amendment Alleging Use of the Mark together with a declaration, three specimens showing the mark as used and a check in the amount of \$100.00 as payment.

Accordingly, Applicant submits that the rejection on the grounds that the mark is descriptive is now moot. Accordantly, the Amendment overcomes the final refusal to register and it is respectfully submitted that the instant application be passed to registration.

Respectfully submitted,


David W. Carrithers
CARRITHERS LAW OFFICE
6200 Dutchman's Lane, Suite 206
Louisville, KY 40205
Telephone (502) 452-1233

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C. Standiford
(Typed or Printed Name)
C. Standiford
(Signature)

**AMENDMENT TO ALLEGE USE
UNDER 37 CFR §2.76 WITH DECLARATION**

Dear Sir:

Applicant requests registration of the above-identified trademark in the United States Patent and Trademark Office on the Supplemental Register established by the Act of July 5, 1946 (15 U.S.C. 1051 et seq., as amended).

Applicant is using the mark in commerce on or in connection with the following services:
"Dealership in the field of motor vehicles in International Class 35."

The date of first use of the mark anywhere is at least as soon as June 4, 2008. The date of first use of the mark in interstate commerce in which the U.S. Congress may regulate is at least as soon as June 4, 2008.

The mark is used by Applicant on or in connection with the above-identified services by using it in advertisements, on letterhead, stationery, sales brochures, posters, signs, telephone listings, billing statements, business cards, cost estimate statements, business directories, and the like; and by printing or affixing the mark to Applicant's goods, and/or labels or tags attached to the goods, printing or stamping the mark on the goods, and/or on packaging in which Applicant's goods are shipped.

Three specimens showing the mark as actually used in interstate commerce are presented herewith.

The fee of \$100.00 per class for this amendment is submitted herewith pursuant to 37 CFR §2.6.

DECLARATION

The undersigned being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that she is properly authorized to execute this Amendment to Allege Use on behalf of the Applicant; she believes the Applicant to be the owner of the mark sought to be registered; the trademark is now lawfully in use in commerce; and all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Date 11-11-2008

By 
Gerald Davenport

Dealership photo #2.JPG



Dealership photo #3.JPG

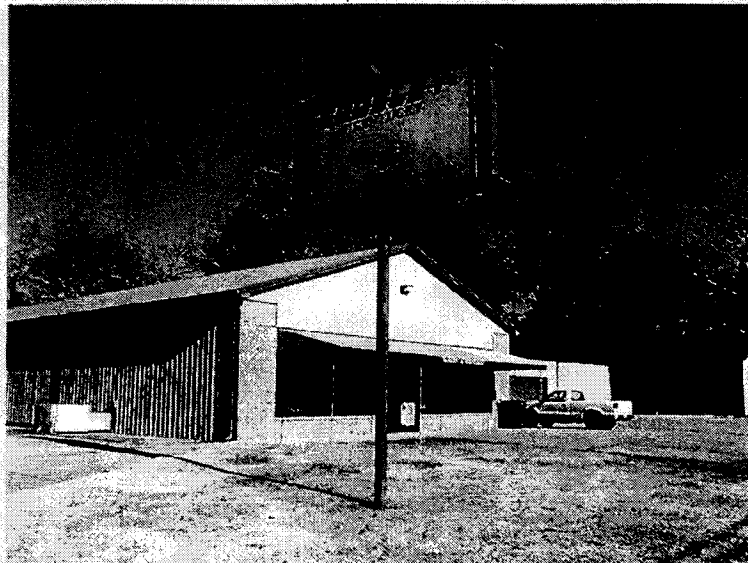


Image 3 of 4 » previous || next »

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Dealership photo #4.JPG



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